

**FIFTEENTH LEGISLATIVE DAY
MONDAY, JANUARY 20, 2003**

House of Representatives

The House convened at 11 a.m., the Speaker in the Chair.

Roll call showed 67 members present.

Absent and excused -- Bell, Beiter, Deal. Total -- 3.

Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

The Pledge of Allegiance was led by Janae Andersen, Page.

Approval of Journal

January 20, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Twelfth Legislative Day and recommend that same be adopted as corrected.

FIELD(18), Chairman

Mrs. Field(18) moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

There being no objection, the House advanced to the Fifth Order of Business.

Report of Standing Committees

January 17, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration **H 66** and recommend it be referred to the Resources and Conservation Committee.

FIELD(18), Chairman

H 66 was referred to the Resources and Conservation Committee.

January 20, 2003

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration **H 74**, **H 75**, and **H 77** and recommend that they do pass.

CROW, Chairman

H 74, **H 75**, and **H 77** were filed for second reading.

There being no objection, the House advanced to the Seventh Order of Business.

Motions, Memorials, and Resolutions

**HOUSE CONCURRENT RESOLUTION NO. 8
BY HEALTH AND WELFARE COMMITTEE**

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE
CONCERNING THE IMPACTS OF OBESITY ON THE
CITIZENS OF IDAHO AND DECLARING JANUARY
THROUGH MARCH AS OBESITY AWARENESS MONTHS.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, Idaho's leaders have a responsibility to encourage and promote healthy lifestyles for the citizens of this state including communicating information about healthy diet and the importance of physical activity; and

WHEREAS, poor health in the form of obesity and inactivity has increased dramatically in recent years as evidenced by the following:

(A) More than one-half of all American adults are overweight, representing approximately 69 million people;

(B) According to the Centers for Disease Control, in the year 2000, prevalence of obesity among U.S. adults was approximately 19.8%, up 61% since 1991;

(C) Only 22% of American adults get recommended regular physical activity of any intensity during leisure time, and only 15% get the recommended amount of vigorous activity;

(D) Obesity leads to a 50-100% increase in risk of death from all causes, over 280,000 Americans die each year from obesity-related disease;

(E) An astounding 15% of all children and adolescents are now overweight, this number having nearly doubled in the last two decades;

(F) In 1990, fewer than 4% of childhood diabetes cases were type 2, but that number has risen to approximately 20%, and of the children diagnosed with type 2 diabetes, 85% are obese;

(G) Because the prevalence of type 2 diabetes has tripled in the last 30 years, more people will live with diabetes longer, with greater chances of developing disabling, life-threatening complications of diabetes;

(H) The direct costs of inactivity and obesity account for approximately 9.4% of national health care expenditures, costs reaching at the very least 39.3 billion dollars; and

WHEREAS, citizens will be made more aware of the growing problems related to obesity and inactivity if given pertinent information and if good examples are set by leaders of the community.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Fifty-seventh Idaho Legislature, the House of Representatives and the Senate concurring therein, that the months of January through March 2003 (the months of the legislative session) be declared as obesity awareness months. We urge communities, businesses and schools throughout the state of Idaho to develop awareness campaigns and voluntary programs appropriate to their settings which focus on the causes of obesity, the symptoms and long-term consequences associated with obesity, and the healthy alternatives for food choices and appropriate programs of physical fitness which lead to control of weight and improved lifestyle.

HCR 8 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

**Introduction, First Reading, and Reference
of Bills and Joint Resolutions**

**HOUSE BILL NO. 87
BY APPROPRIATIONS COMMITTEE
AN ACT**

RELATING TO THE IDAHO COMMISSION ON THE ARTS; AMENDING SECTION 67-5602, IDAHO CODE, TO PROVIDE THAT THE IDAHO COMMISSION ON THE ARTS SHALL BE ORGANIZATIONALLY SITUATED WITHIN THE OFFICE OF THE GOVERNOR.

**HOUSE BILL NO. 88
BY REVENUE AND TAXATION COMMITTEE
AN ACT**

RELATING TO THE SALES AND USE TAX; AMENDING SECTION 63-3613, IDAHO CODE, TO PROVIDE THAT THE CREDIT OR REFUND FOR SALES TAXES REMITTED ON BAD DEBTS MUST BE CLAIMED BY THE SELLER WHO PAID THE TAX TO THE STATE; AND AMENDING SECTION 63-3626, IDAHO CODE, TO PROVIDE THAT THE THREE YEAR STATUTE OF LIMITATIONS ON CLAIMS FOR CREDIT OR REFUNDS RESULTING FROM BAD DEBTS WILL BEGIN ON THE DATE THE DEBT BECOMES WORTHLESS FOR INCOME TAX PURPOSES.

H 87 and **H 88** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

There being no objection, the House advanced to the Eleventh Order of Business.

Third Reading of Bills and Joint Resolutions

H 68 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Wood to open debate.

The question being, "Shall **H 68** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bedke, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Saylor, Schaefer(Schumacher), Shepherd, Shirley, Skippen, Smith(24), Smith(30), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills, Wood, Mr. Speaker. Total -- 67.

NAYS -- None.

Absent and excused -- Bell, Bieter, Deal. Total -- 3.

Total -- 70.

Whereupon the Speaker declared **H 68** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 69 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Denney to open debate.

The question being, "Shall **H 69** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bedke, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Saylor, Schaefer(Schumacher), Shepherd, Shirley, Skippen, Smith(24), Smith(30), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills, Wood, Mr. Speaker. Total -- 67.

NAYS -- None.

Absent and excused -- Bell, Bieter, Deal. Total -- 3.

Total -- 70.

Whereupon the Speaker declared **H 69** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Denney moved that the House adjourn until 1 p.m., Tuesday, January 21, 2003. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 1:25 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk